

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

Caption in Compliance with D.N.J. LBR 9004-1(b)

Robert J. Feinstein, Esq. (admitted *pro hac vice*)
Bradford J. Sandler, Esq.
Paul J. Labov, Esq.
Colin R. Robinson, Esq.
PACHULSKI STANG ZIEHL & JONES LLP
780 Third Avenue, 34th Floor
New York, NY 10017
Telephone: (212) 561-7700
Facsimile: (212) 561-7777
Email: rfeinstein@pszjlaw.com
bsandler@pszjlaw.com
plabov@pszjlaw.com
crobinson@pszjlaw.com

Counsel to the Plan Administrator

In re:

BED BATH & BEYOND INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 23-13359 (VFP)

(Jointly Administered)

Hearing Date: October 29, 2024

Hearing Time: 10:00 a.m. (ET)

Response Deadline: October 22, 2024

**ORAL ARGUMENT WAIVED UNLESS
RESPONSES ARE TIMELY FILED**

NOTICE OF OBJECTION TO YOUR CLAIM

TO: EACH CLAIMANT LISTED ON EXHIBIT A TO THE OBJECTION²

¹ The last four digits of Debtor Bed Bath & Beyond Inc.'s tax identification number are 0488. A complete list of the Debtors in these chapter 11 cases and each such Debtor's tax identification number may be obtained on the website of the Debtors' claims and noticing agent at <https://restructuring.ra.kroll.com/bbby>.

² In accordance with Local Bankruptcy Rule 3007-2, the Claims Agent served a separate copy of this Notice that was specifically tailored to each individual identified on Exhibit A to the Objection.

Michael Goldberg, solely in his capacity as the Plan Administrator (the “Plan Administrator”) to 20230930-DK-Butterfly-1, Inc. (f/k/a/ Bed Bath & Beyond Inc.)³ and affiliated debtors (the “Debtors”) has filed the enclosed *Plan Administrator’s Third Omnibus Objection to Certain Claims (Duplicate Tax Claims Filed Against Multiple Debtors)* (the “Objection”) (enclosed herewith). Pursuant to the Objection, the Plan Administrator moves the Court for entry an order substantially in the form attached as **Exhibit A** (the “Proposed Order”) to the Objection, disallowing each claim identified in Section A (entitled “Duplicate Tax Claims to be Disallowed”) on **Exhibit 1** to the Proposed Order (the “Disputed Claims”) because each Disputed Claim is a duplicate of another claim filed by the identical claimant, against a Debtor entity, and related to the same claim subject matter, which claims are identified in Section B (entitled “Surviving Tax Claims”) on **Exhibit 1** to the Proposed Order (the “Surviving Claims”). Accordingly, each Disputed Claim should be disallowed. The Plan Administrator does not seek to disallow or otherwise alter the Surviving Claims at this time, but they will remain subject to future objection. You should look for your name on **Exhibit 1** attached to the Proposed Order and review the Objection carefully.

If you disagree with the Objection, you must file a response to the Objection with the Clerk of the Bankruptcy Court at the address below on or before **October 22, 2024**.

Clerk of Court
United States Bankruptcy Court
for the District of New Jersey
Martin Luther King, Jr. Federal Building
50 Walnut Street
Newark, NJ 07102

³ Pursuant to the *Certificate of Amendment of the Certificate of Incorporation of Bed Bath & Beyond Inc.*, which was filed with the State of New York Department of State on September 21, 2023, the name of the entity formerly known as “Bed Bath & Beyond Inc.” was changed to *20230930-DK-Butterfly, Inc.* [Filing ID No. 230921001833 DOS ID 315602].

At the same time, you must also serve a copy of the response upon the Plan Administrator's attorneys:

Robert J. Feinstein, Esq.
Bradford J. Sandler, Esq.
Paul J. Labov, Esq.
Colin R. Robinson, Esq.
PACHULSKI STANG ZIEHL & JONES LLP
780 Third Avenue, 34th Floor
New York, NY 10017

If you file a response, you or your attorney must appear at a hearing on the Objection that will be held before the Honorable Vincent F. Papalia on **October 29, 2024, at 10:00 a.m.** at the United States Bankruptcy Court, Courtroom No. 3B, Martin Luther King, Jr. Federal Building, 50 Walnut Street Newark, New Jersey 07102.

PLEASE TAKE NOTICE that parties may make arrangements to appear telephonically by CourtSolutions at <http://www.court-solutions.com>, no later than 3:00 p.m. the court day prior to the hearing.

IF YOU DO NOT RESPOND TO THE OBJECTION, THE COURT MAY GRANT THE RELIEF DEMANDED BY THE OBJECTION WITHOUT FURTHER NOTICE OR HEARING.

Dated: September 18, 2024

/s/ Bradford J. Sandler

Robert J. Feinstein, Esq. (admitted *pro hac vice*)

Bradford J. Sandler, Esq.

Paul J. Labov, Esq.

Colin R. Robinson, Esq.

PACHULSKI STANG ZIEHL & JONES LLP

780 Third Avenue, 34th Floor

New York, NY 10017

Telephone: (212) 561-7700

Facsimile: (212) 561-7777

Email: rfeinstein@pszjlaw.com

bsandler@pszjlaw.com

plabov@pszjlaw.com

crobinson@pszjlaw.com

Counsel to the Plan Administrator